

CONSENT AGENDA

MAY 12, 2008

A. APPROPRIATIONS AND TRANSFERS

1. SUBJECT: BOARD OF SUPERVISORS
RECOVERED COSTS

A-FY-08-
BOARD OF SUPERVISORS
THOMAS LANE
RECOVERED COSTS

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2008, for the function and in the amount as follows:

100	Board of Supervisors	\$12,352
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The source of the funds for the foregoing appropriation is as follows:

<u>Revenue Account</u>		
419108	Recovered Costs	\$12,352

Said resolution appropriates recovered costs from the Thomas Lane Property cleanup to the Board of Supervisors budget.

ISSUE/PURPOSE: Said resolution appropriates recovered costs to the Board of Supervisors budget.

JUSTIFICATION: This resolution appropriates recovered cost revenue to the Board of Supervisors budget to cover the costs associated with the clean-up of the Thomas Lane Property prior to its sale and for other professional services costs.

2. SUBJECT: COUNTY ATTORNEY – RECOVERED COSTS

**A-FY-08-
COUNTY ATTORNEY
RECOVERED COSTS**

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2008, for the function and in the amount as follows:

120	County Attorney	\$44,915
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The sources of the funds for the foregoing appropriation are as follows:

<u>Revenue Account</u>			
419108	Recovered Costs		\$ 3,379
419120	Bill of Equity Costs		<u>\$41,536</u>
	Total		\$44,915

Said resolution appropriates recovered costs and bill of equity revenue for use by the County Attorney.

ISSUE/PURPOSE: Supplemental appropriation to the County Attorney's budget.

JUSTIFICATION: This resolution appropriates recovered cost and bill of equity revenue for use by the County Attorney for additional professional services, or as needed.

3. SUBJECT: FIRE AND RESCUE

**A-FY-08-
FIRE AND RESCUE
TRANSFER FROM FIRE AND RESCUE CAPITAL RESERVE
TO ELLISTON VOLUNTEER FIRE DEPARTMENT**

WHEREAS, The Montgomery County Board of Supervisors has approved and appropriated \$594,269 in funding as a reserve for fire and rescue capital equipment needs; and

WHEREAS, The Fire and Rescue Commission has requested that \$1,921 of this reserve be transferred to the Elliston Fire Department Capital Equipment Project to assist in the purchase of a new fire truck.

NOW, THEREFORE, BE IT RESOLVED, The Board of Supervisors of the County of Montgomery, Virginia does hereby change the scope of the Elliston Fire Department's Capital Equipment Project by transferring \$1,921 from the Fire and Rescue Reserve fund to the Elliston Fire Department's Capital Equipment Project to assist the department in purchasing a new fire truck, and that a transfer of appropriation is hereby authorized, as follows:

FROM:

12 123301 Volunteer Fire Department's Reserve (\$1,921)

TO:

12 123301EL Elliston Fire Department \$1,921

Said resolution transfers funding from the Fire and Rescue Reserve to the Elliston Fire Department to assist in the purchase of a new fire truck.

ISSUE/PURPOSE: This resolution transfers funding from the Fire and Rescue Reserve to the Elliston Fire Department to cover the cost of a new fire truck.

JUSTIFICATION: The Elliston Fire Department plans to purchase a new fire truck that will cost \$486,716. The Elliston Fire Department's Capital Equipment project budget is currently \$484,795. In order to make the purchase, an additional \$1,921 is needed. The Board of Supervisors has appropriated \$594,269 into a reserve to be distributed by the Fire and Rescue Commission. This resolution transfers the \$1,921 from the reserve to the Elliston Fire Department to enable the department to make the fire truck purchase.

B. LOOP TRAIL

1. SUBJECT: PERPETUAL EASEMENT - LOOP TRAIL

**R-FY-08-
A RESOLUTION ACCEPTING THE
TWENTY-FIVE FOOT WIDE PERPETUAL EASEMENT
FOR A PORTION OF THE LOOP TRAIL**

WHEREAS, Ann P. Linden owns Tax Map Parcel 68-A-7 located in the Mount Tabor Magisterial District in Montgomery County, Virginia; and

WHEREAS, Ms. Linden desires to dedicate at no cost to the County a twenty-five foot wide perpetual easement across Parcel 68-A-7 to locate a portion of the “Loop Trail” pedestrian trail project as shown on the attached plat entitled “Plat of Trail Easement Over Tax Parcel 68-A-7 Located in the Mount Tabor Magisterial District in Montgomery County, Virginia”; and

WHEREAS, In compliance with the provision of Section 15.2-1803 of the 1950 Code of Virginia, the Board of Supervisors desires to authorize Annette Perkins, Chair of the Board of Supervisors, to accept the Deed of Easement on behalf of the County of Montgomery, Virginia.

NOW THEREFORE, BE IT RESOLVED, By the Board of Supervisors of the County of Montgomery, Virginia, the Board of Supervisors hereby accepts the twenty-five foot wide perpetual easement dedicated by Ann P. Linden as shown on the attached plat entitled “Plat of Trail Easement Over Tax Parcel 68-A-7 Located in Mount Tabor Magisterial District of Montgomery County, Virginia” to be used for the public purpose of locating a portion of the pedestrian “Loop Trail” project.

BE IT FURTHER RESOLVED, By the Board of Supervisors of the County of Montgomery, Virginia, that the Board of Supervisors hereby authorizes Annette S. Perkins, Chair of the Board of Supervisors, to accept the Deed of Easement on behalf of the County of Montgomery, Virginia.

JUSTIFICATION: Resolution accepting a Deed of Easement from Ann P. Linden of a 25 ft wide perpetual easement to locate a portion of the “Loop Trail” and authorizes the Chair to accept the Deed of Easement. See TAB A for a copy of the Plat.

**2. SUBJECT: REQUEST VDOT TO ADJUST THE
SMART ROAD LIMITED ACCESS LINE – LOOP
TRAIL**

**R-FY-08-
A RESOLUTION REQUESTING VDOT
TO ADJUST THE SMART ROAD LIMITED ACCESS LINE
LOCATED ON THE SMART ROAD RIGHT-OF-WAY
IN ORDER THAT A PORTION OF PEDESTRIAN LOOP TRAIL PROJECT
MAY BE LOCATED ON VDOT RIGHT-OF-WAY ADJOINING THE SMART ROAD**

WHEREAS, The County of Montgomery, Virginia, and the Town of Blacksburg are jointly working on developing a pedestrian Loop Trail project that will connect pedestrian trails in the unincorporated area of the County with trails located in the Town of Blacksburg; and

WHEREAS, The Town and the County have requested the Virginia Department of Transportation (VDOT) for permission to locate a portion of the proposed Loop Trail project along VDOT right-of-way adjoining the VDOT Smart Road; and

WHEREAS, Due to VDOT regulations preventing pedestrian access on limited access right-of-way, VDOT has advised the County that the Board of Supervisors needs to make a formal request to VDOT requesting that the limited access line located on the Smart Road right-of-way be adjusted in order to accommodate the Loop Trail on VDOT right-of-way.

NOW, THEREFORE, BE IT RESOLVED, By the Board of Supervisors of the County of Montgomery, Virginia, that the Board of Supervisors hereby formally request VDOT to seek approval from the Commonwealth Transportation Board to adjust the limited access line located on the Smart Road right-of-way in order to accommodate a portion of the proposed Loop Trail pedestrian access project on VDOT right-of-way.

C. **GRANTS**

1. **SUBJECT: PUBLIC SERVICE AUTHORITY**

**R-FY-08-
RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR TO APPLY
ON BEHALF OF THE MONTGOMERY COUNTY PUBLIC SERVICE AUTHORITY
FOR SOUTHERN RIVERS WATERSHED ENHANCEMENT PROGRAM (SRWEP)
GRANT FUNDS FOR SEWER FACILITY IMPROVEMENTS**

WHEREAS, The Montgomery County Public Service Authority identified the Southern Rivers Watershed Enhancement Program as a potential grant funding source to replace and upgrade the Warm Hearth Sewer Pump Station and should enough funding be available to replace and upgrade the Plum Creek Sewer Pump Station; and

WHEREAS, The Southern Rivers Watershed Enhancement Program requires the County of Montgomery, as the local government to apply for the funds; and

WHEREAS, At its May 5, 2008, Public Service Authority Board Meeting, the Montgomery County Public Service Authority adopted a Resolution requesting the County of Montgomery to apply for the Southern River Watershed Enhancement Program grant funds, in the amount of \$150,000 to be used to replace the Warm Hearth Sewer Pump Station and an additional \$150,000 should extra grant funds be available to be used to replace the Plum Creek Sewer Pump Station.

WHEREAS, Montgomery County desires to apply for Southern Rivers Watershed Enhancement Program grant funds on behalf of the Montgomery County Public Service Authority in the amounts requested by the Public Service Authority conditioned upon the requirement that no County, State or Federal funds be required for the project.

NOW, THEREFORE, BE IT RESOLVED By the Board of Supervisors of the County of Montgomery, Virginia, that the Board of Supervisors hereby authorizes the County Administrator to apply for Southern River Watershed Enhancement Program grant funds up to \$150,000 to be used by the Montgomery County Public Service Authority to replace and upgrade the Warm Hearth Sewer Pump Station and to apply for an additional \$150,000 if additional grant funds are available, to be used by the Montgomery County Public Service Authority to replace and upgrade the Plum Creek Sewer Pump Station.

BE IT FURTHER RESOLVED That the County Administrator is authorized to sign and submit all appropriate information necessary to apply for the Southern River Watershed Enhancement Program grant funding.

ISSUE/PURPOSE: Resolution authorizing the County Administrator to submit an application for grant funding from the Southern River Watershed Enhancement Program on behalf of the Public Service Authority.

See TAB **B** for a copy of the PSA's resolution dated May 5, 2008 requesting the Board of Supervisors to apply for grant funding on behalf of the PSA.

D. APPOINTMENTS

**1. SUBJECT: WORKFORCE INVESTMENT BOARD
YOUTH COUNCIL**

**R-FY-08-
WORKFORCE INVESTMENT BOARD
YOUTH COUNCIL
APPOINTMENT**

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby reappoints **Lori Walden** to the **Local Youth Council** for the **Local Workforce Investment Board** in Local Workforce Investment Area #2 effective July 1, 2008 and expiring June 30, 2011.

BE IT FURTHER RESOLVED, That employees appointed to boards/commissions/authorities as a representative for Montgomery County, such appointment is contingent upon their continued employment with the County and that any such termination or resignation from employment would also constitute a voluntary resignation from such board/commission/authority.

ISSUE/PURPOSE: Reappoint Lori Walden, Office on Youth Director, to the Local Workforce Investment Board's Local Youth Council.

JUSTIFICATION: This appointment is not advertised. The Board of Supervisors makes a recommendation (nomination) for appointment and forwards it to the Local Workforce Investment Board for approval. See TAB **C** for a copy of a letter from Ronnie Martin, Executive Director of the New River/Mount Rogers Workforce Investment Board.

2. SUBJECT: COMMUNITY ACTION (NEW RIVER)

**R-FY-08-
COMMUNITY ACTION (NEW RIVER)
APPOINTMENT**

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby reappoints **Lori Walden** to the **New River Community Action Board** effective July 1, 2008 and expiring June 30, 2010.

BE IT FURTHER RESOLVED, That employees appointed to boards/commissions/authorities as a representative for Montgomery County, such appointment is contingent upon their continued employment with the County and that any such termination or resignation from employment would also constitute a voluntary resignation from such board/commission/authority.

ISSUE/PURPOSE: Reappoint Lori Walden, Office on Youth Director, to the Community Action Board.

JUSTIFICATION: This is not an advertised appointment. See TAB **D** for copy of a letter from Rev. John McCandish, Chairman of the New River Community Action Board. TAB **D** also includes a copy of an e-mail from Ms. Walden indicating her willingness to be reappointed.

3. SUBJECT: TRANSPORTATION SAFETY COMMISSION

**R-FY-08-
TRANSPORTATION SAFETY COMMISSION
APPOINTMENT**

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby reappoints **Neal Turner, Emergency Services Coordinator**, to the Transportation Safety Commission effective June 28, 2008 and expiring June 27, 2011.

BE IT FURTHER RESOLVED, That employees appointed to boards/commissions/authorities as a representative for Montgomery County, such appointment is contingent upon their continued employment with the County and that any such termination or resignation from employment would also constitute a voluntary resignation from such board/commission/authority.

ISSUE/PURPOSE: Reappoint Neal Turner to the Transportation Safety Commission.